

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

ROY STRASSMAN, Derivatively on  
Behalf of MARATHON DIGITAL  
HOLDINGS, INC.

Plaintiff(s),

vs.

FRED THIEL, et al.

Defendant(s).

Case # 2:22-cv-00724-ART-EJY

**VERIFIED PETITION FOR  
PERMISSION TO PRACTICE  
IN THIS CASE ONLY BY  
ATTORNEY NOT ADMITTED  
TO THE BAR OF THIS COURT  
AND DESIGNATION OF  
LOCAL COUNSEL**

FILING FEE IS \$250.00

Mark Carl Rifkin, Petitioner, respectfully represents to the Court:  
(name of petitioner)

1. That Petitioner is an attorney at law and a member of the law firm of  
Wolf Haldenstein Adler Freeman & Herz LLP

(firm name)

with offices at 270 Madison Ave., 9th Floor,  
(street address)

New York, New York, 10016,  
(city) (state) (zip code)

212-545-4600, rifkin@whafh.com,  
(area code + telephone number) (Email address)

2. That Petitioner has been retained personally or as a member of the law firm by  
Plaintiff to provide legal representation in connection with  
[client(s)]

the above-entitled case now pending before this Court.

3. That since 09/07/2005, Petitioner has been and presently is a  
 (date)  
 member in good standing of the bar of the highest Court of the State of New York  
 (state)  
 where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or  
 from the clerk of the supreme court or highest admitting court of each state, territory, or insular  
 possession of the United States in which the applicant has been admitted to practice law certifying  
 the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District  
 Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts  
 of other States on the dates indicated for each, and that Petitioner is presently a member in good  
 standing of the bars of said Courts.

Court	Date Admitted	Bar Number
See Exs. A & B for admissions list and		
certificates of good standing, respectively.		

5. That there are or have been no disciplinary proceedings instituted against petitioner,  
 nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory  
 or administrative body, or any resignation or termination in order to avoid disciplinary or  
 disbarment proceedings, except as described in detail below:

None.

6. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

None.

7. That Petitioner is a member of good standing in the following Bar Associations.

None.

8. Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
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None.

(If necessary, please attach a statement of additional applications)

9. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

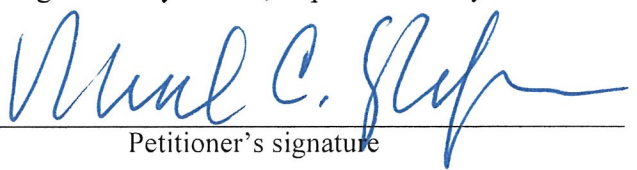
11. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

That Petitioner respectfully prays that Petitioner be admitted to practice before this Court  
FOR THE PURPOSES OF THIS CASE ONLY.

  
Petitioner's signature

STATE OF New York )  
COUNTY OF New York )

Mark Carl Rifkin, Petitioner, being first duly sworn, deposes and says:  
That the foregoing statements are true.

  
Petitioner's signature

Subscribed and sworn to before me this

19<sup>th</sup> day of May, 2022.

  
Notary Public or Clerk of Court

**THOMAS H. BURT**  
Notary Public, State of New York  
No. 02BU6405040  
Qualified in Westchester County  
Commission Expires March 2, 2024

**DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO  
THE BAR OF THIS COURT AND CONSENT THERETO.**

Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner  
believes it to be in the best interests of the client(s) to designate \_\_\_\_\_,  
(name of local counsel)  
Attorney at Law, member of the State of Nevada and previously admitted to practice before the  
above-entitled Court as associate resident counsel in this action. The address and email address of  
said designated Nevada counsel is:

\_\_\_\_\_  
(street address)

\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
(city) (state) (zip code)

\_\_\_\_\_, \_\_\_\_\_  
(area code + telephone number) (Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes  
2 agreement and authorization for the designated resident admitted counsel to sign stipulations  
3 binding on all of us.  
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6  
7 The undersigned party(ies) appoint(s) G. Mark Albright, Esq. as  
8 his/her/their Designated Resident Nevada Counsel in this case.  
(name of local counsel)

9  
10 *Roy Strassman*

11 (party's signature)

12 Roy Strassman

13 (type or print party name, title)

14 (party's signature)

15 (type or print party name, title)

16  
17 **CONSENT OF DESIGNEE**

18 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

19  
20 *G. Mark Albright*  
Designated Resident Nevada Counsel's signature

21 1394  
22 Bar number

gma@albrightstoddard.com  
Email address

23 APPROVED:

24 Dated: this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

25  
26 UNITED STATES DISTRICT JUDGE  
27

# EXHIBIT A

Mark C. Rifkin court admissions

<b>Court</b>	<b>Date admitted</b>	<b>Bar Number</b>
State of New York	9/7/2005	4347498
State of New Jersey	4/1/1986	018261985
State of Pennsylvania	10/29/1985	43614
U.S. Dist. Ct. - S.D.N.Y.	7/1/2003	MR0904
U.S. Dist. Ct. - E.D.N.Y.	7/25/2003	MR0904
U.S. Dist. Ct. - W.D.N.Y.	2/16/2012	no bar number assigned
U.S. Dist. Ct. - N.D. Ill.	7/23/2014	43614
U.S. Dist. Ct. - D.N.J.	4/2/1986	no bar number assigned
U.S. Dist. Ct. - E.D. Wis.	9/18/2003	MR0904
U.S. Dist. Ct. - W.D. Mich.	2/17/1993	no bar number assigned
U.S. Ct. of App. - 2d Cir.	1/26/2001	no bar number assigned
U.S. Ct. of App. - 3d Cir.	11/1/1985	no bar number assigned
U.S. Ct. of App. - 4th Cir.	6/25/2013	no bar number assigned
U.S. Ct. of App. - 5th Cir.	2/22/1994	no bar number assigned
U.S. Ct. of App. - 6th Cir.	6/8/2020	no bar number assigned
U.S. Ct. of App. - 7th Cir.	4/10/2007	no bar number assigned
U.S. Ct. of App. - 9th Cir.	4/17/2009	no bar number assigned
U.S. Ct. of App. - 11th Cir.	7/13/2017	no bar number assigned
U.S. Ct. of App. - D.C. Cir.	2/8/1994	no bar number assigned
U.S. Ct. of App. - Fed. Cir.	10/29/2021	no bar number assigned
U.S. Supreme Court	9/8/1989	184915

(inactive status)

# EXHIBIT B





*Appellate Division of the Supreme Court  
of the State of New York  
First Judicial Department*

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*I, Susanna M. Rojas, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, do hereby certify that*

*Mark C. Rifkin*

*was duly licensed and admitted to practice as an Attorney and Counselor at Law in all the courts of this State on September 7, 2005, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counselors at Law on file in this office, is duly registered with the Administration Office of the Courts, and according to the records of this Court is currently in good standing as an Attorney and Counselor-at-Law.*



*In Witness Whereof, I have hereunto set  
my hand in the City of New York on  
May 19, 2022.*

A handwritten signature in black ink that reads "Susanna M. Rojas".

*Clerk of the Court*

# Supreme Court of New Jersey



## Certificate of Good Standing

*This is to certify that* **Mark C Rifkin**  
(No. **018261985**) *was constituted and appointed an Attorney at Law of New Jersey on* **April 1, 1986** *and, as such, has been admitted to practice before the Supreme Court and all other courts of this State as an Attorney at Law, according to its laws, rules, and customs.*

*I further certify that as of this date, the above-named is an Attorney at Law in Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing" if the Court's records reflect that the attorney: 1) is current with all assessments imposed as a part of the filing of the annual Attorney Registration Statement, including, but not limited to, all obligations to the New Jersey Lawyers' Fund for Client Protection; 2) is not suspended or disbarred from the practice of law; 3) has not resigned from the Bar of this State; and 4) has not been transferred to Disability Inactive status pursuant to Rule 1:20-12.*

*Please note that this Certificate does not constitute confirmation of an attorney's satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to practice law in this State.*

*In testimony whereof, I have  
hereunto set my hand and  
affixed the Seal of the  
Supreme Court, at Trenton, this  
19th day of May, 2022.*



*Heather J. Baker*  
Clerk of the Supreme Court



THE DISCIPLINARY BOARD  
OF THE  
SUPREME COURT OF PENNSYLVANIA  
Pennsylvania Judicial Center  
601 Commonwealth Avenue, Suite 5600  
PO Box 62625  
Harrisburg, PA 17106-2625  
Phone: (717) 231-3380 Fax: (717) 231-3381  
[www.padisciplinaryboard.org](http://www.padisciplinaryboard.org)

## CERTIFICATION OF STATUS

*In lieu of a Certificate of Good Standing*

For

### MARK CARL RIFKIN

*Pennsylvania Attorney ID Number 43614*

I, Dana Belella, as the Assistant Director for the Disciplinary Board of the Supreme Court of Pennsylvania, hereby confirm that **Mark Carl Rifkin** was admitted as an Attorney by the Supreme Court of Pennsylvania to the bar of the courts of the Commonwealth of Pennsylvania on October 29, 1985.

Attorney Rifkin is currently registered as Inactive, having assumed said status on July 1, 2009.

Dated this 12<sup>th</sup> day of May, 2022

By: Dana Belella

Dana Belella  
Assistant Director

